

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- x

UNITED STATES OF AMERICA :

- v. - : 16 Cr. 483 (JSR)

STEFAN LUMIERE, :

Defendant. :

----- x

GOVERNMENT’S SECOND SUPPLEMENTAL SENTENCING SUBMISSION

JOON H. KIM
Acting United States Attorney
Southern District of New York
Attorney for the United States of America

Ian McGinley
Damian Williams
Joshua A. Naftalis
Assistant United States Attorneys
- Of Counsel -



U.S. Department of Justice

*United States Attorney
Southern District of New York*

*The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007*

June 12, 2017

BY ECF FILING AND HAND DELIVERY

The Honorable Jed S. Rakoff
United States District Judge
Southern District of New York
500 Pearl Street, Room 1340
New York, New York 10007

**Re: *United States v. Stefan Lumiere*
 16 Cr. 483 (JSR)**

Dear Judge Rakoff:

Last week, Visium produced investor statements through September 2016. Enclosed is the Government's revised loss estimate based on those statements. This number represents the performance of investments made after the defendant's fraud began. As noted in its original submission, the Government contends that these investors were fraudulently induced to invest in the Credit Fund, and that their subsequent losses are fairly attributable to the defendant's crimes.

Respectfully submitted,

JOON H. KIM
Acting United States Attorney

By: _____/s/_____
Ian McGinley
Damian Williams
Joshua A. Naftalis
Assistant United States Attorneys

cc: Jonathan N. Halpern, Esq. (by email)
 Counsel for Stefan Lumiere

Visium Credit Opportunities Fund (Onshore and Offshore) Selected Investors' Accounts

Data Source:

Onshore (VAM 000806665, 12788239, 12788603, 12789571)
Offshore (VAM 000806664, 12788286, 12788650, 12789618)

Notes:

Includes only investors who made contributions from July 2011 through December 2012 and lost money.
Sorted by loss amount.

Investor Legal Name	Fund	Original Series Investment	Contribution Date	Contributions	Redemptions	Total Loss on Investment
J.P. Morgan Trust Company (Jersey) Limited as Trustee of The Petroleum Studies and Research Center Endowment Trust	Offshore	Class B Sub-Class 2 Series Sept 01 2010	Various	\$ 26,500,000	\$ 22,352,474	\$ 4,147,526
Prime Nominees (Cayman) Limited: Ref 40242852 Benchmark Plus Institutional Partners, LLC (1)	Onshore	Limited Partner Series B	Various	31,000,000	28,619,494	2,380,506
State Street Bank and Trust Co. for the benefit of CCM Series 3, a series of CCM Series, LLC	Onshore	Limited Partner Series B	Jan-12	8,500,000	7,853,081	646,919
Prime Nominees (Cayman) Limited: Ref 40242903 Benchmark Plus Partners, LLC	Onshore	Limited Partner Series B	Jul-11	6,000,000	5,450,953	549,047
AIP Custom Hedge Fund Solutions (Cayman) LP	Offshore	Class B Sub-Class 2 Series Oct 01 2012	Various	2,700,000	2,293,358	406,642
TCPAM Investments (Cayman) Ltd - Class T	Offshore	Class A Sub-Class 2 Series July 01 2011	Jul-11	1,000,000	818,290	181,710
UBS AG, Zurich (YY6468295) / Guernsey Ltd. A/C G520163	Offshore	Class A Sub-Class 2 Series July 01 2011	Jul-11	1,000,000	864,708	135,292
Credit Suisse London Nominees Ltd	Offshore	Class B Sub-Class 2 Series July 01 2011	Jul-11	500,000	374,841	125,159
Deutsche Bank National Trust Company as Custodian for William Blair Master Fund LLC - Green Series (1)	Onshore	Limited Partner Series B	Various	1,030,000	936,092	93,908
Farid A Virani	Onshore	Limited Partner Series B	Jul-11	250,000	187,638	62,362
AlphaVile FIL	Offshore	Class A Sub-Class 2 Series July 01 2011	Jul-11	500,000	485,101	14,899
Prime Nominees (Ireland) Limited A/C 10000666	Offshore	Class B Sub-Class 2 Series July 01 2011	Jul-11	800,000	790,763	9,237
Kstone ARV Ltd	Offshore	Class B Sub-Class 2 Series July 01 2011	Jul-11	100,000	97,020	2,980
Totals				\$ 79,880,000	\$ 71,123,813	\$ 8,756,187

(1) Represents prorated amounts

Visium Credit Opportunities Fund (Onshore and Offshore) Redemptions for Selected Investors' Accounts

Data Source:

Onshore (VAM 000806665, 12788239, 12788603, 12789571)
Offshore (VAM 000806664, 12788286, 12788650, 12789618)

Investor Legal Name	Fund	Original Series Investment	Redemptions		
			pre-2014	2014 - 9/30/16	total
J.P. Morgan Trust Company (Jersey) Limited as Trustee of The Petroleum Studies and Research Center Endowment Trust	Offshore	Class B Sub-Class 2 Series Sept 01 2010	\$ 16,299,327	\$ 6,053,147	\$ 22,352,474
Prime Nominees (Cayman) Limited: Ref 40242852 Benchmark Plus Institutional Partners, LLC (1)	Onshore	Limited Partner Series B	28,619,494	-	28,619,494
State Street Bank and Trust Co. for the benefit of CCM Series 3, a series of CCM Series, LLC	Onshore	Limited Partner Series B	7,853,081	-	7,853,081
Prime Nominees (Cayman) Limited: Ref 40242903 Benchmark Plus Partners, LLC	Onshore	Limited Partner Series B	5,450,953	-	5,450,953
AIP Custom Hedge Fund Solutions (Cayman) LP	Offshore	Class B Sub-Class 2 Series Oct 01 2012	2,089,396	203,962	2,293,358
TCPAM Investments (Cayman) Ltd - Class T	Offshore	Class A Sub-Class 2 Series July 01 2011	645,538	172,752	818,290
UBS AG, Zurich (YY6468295) / Guernsey Ltd. A/C G520163	Offshore	Class A Sub-Class 2 Series July 01 2011	732,321	132,387	864,708
Credit Suisse London Nominees Ltd	Offshore	Class B Sub-Class 2 Series July 01 2011	240,896	133,945	374,841
Deutsche Bank National Trust Company as Custodian for William Blair Master Fund LLC - Green Series (1)	Onshore	Limited Partner Series B	751,137	184,955	936,092
Farid A Virani	Onshore	Limited Partner Series B	120,564	67,074	187,638
AlphaVille FIL	Offshore	Class A Sub-Class 2 Series July 01 2011	485,101	-	485,101
Prime Nominees (Ireland) Limited A/C 10000666	Offshore	Class B Sub-Class 2 Series July 01 2011	790,763	-	790,763
Kstone ARV Ltd	Offshore	Class B Sub-Class 2 Series July 01 2011	97,020	-	97,020
			\$ 64,175,591	\$ 6,948,222	\$ 71,123,813